

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

Halperin

29840

FILE: B-217013

DATE: November 26, 1984

MATTER OF: Peck Equipment Company, Inc.

DIGEST:

Protest concerning rejection of quotation, filed with GAO more than 10 working days after protester was notified that the products it proposed to deliver were unacceptable, is untimely and not for consideration on the merits.

Peck Equipment Company, Inc. (Peck), protests the disqualification of its offer to supply surplus blade assemblies under request for quotations No. DLA-700-84-Q-BN61, issued by the Defense Construction and Supply Center, Columbus, Ohio.

We dismiss the protest.

Under our Bid Protest Procedures, a protest based on other than a solicitation impropriety must be filed (received) within 10 working days after the basis of protest is known or should have been known. 4 C.F.R. § 21.2(b)(2) (1984). Peck states that it was informed on October 15 and 16, 1984, by government procurement officials, that the blade assemblies which it proposed to deliver were not acceptable. Peck's protest was filed on November 2, 1984, more than 10 working days after Peck knew the basis for protest. Accordingly, the protest is untimely and not for consideration on the merits. Grangeville Chamber of Commerce, B-215392, June 27, 1984, 84-1 C.P.D. ¶ 682.

Harry R. Van Cleve

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General Counsel

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